

MESSAGE NO: 1053303

MESSAGE DATE: 02/22/2011

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-868

EFFECTIVE DATE: 02/22/2011

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING SCOPE RULING ON FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-868)

NOTICE OF LIFTING OF SUSPENSION OCCURRED ON THE MESSAGE DATE LISTED IN THESE INSTRUCTIONS. SEE PARAGRAPH 5 BELOW.

1. THE DEPARTMENT OF COMMERCE ("COMMERCE") RECEIVED A SCOPE RULING REQUEST FROM LIFETIME PRODUCTS, INC. ("LIFETIME"). COMMERCE ISSUED A FINAL SCOPE RULING ON 02/17/2011, THAT CERTAIN OF LIFETIME'S FOUR-FOOT FOLDING TABLES ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-868).

2. COMMERCE DETERMINED THAT LIFETIME'S FOUR-FOOT FOLDING TABLES SHARE THE SAME PHYSICAL CHARACTERISTICS AS BANQUET TABLES EXPRESSLY EXCLUDED FROM THE SCOPE OF THE ORDER. LIFETIME'S FOUR-FOOT FOLDING TABLES ARE RECTANGULAR TABLES CONSISTING OF A DOUBLE-WALL, HIGH-DENSITY POLYETHYLENE TABLE TOP APPROXIMATELY 24 INCHES WIDE BY 48 INCHES LONG, WITH AT EACH END A SET OF LEGS COMPOSED OF TWO INDIVIDUAL LEGS THAT ARE AFFIXED TOGETHER BY A CROSS-BAR FAR FROM THE TABLETOP USING WELDS OF FASTENING HARDWARE. THE MODEL NUMBERS SUBJECT TO THIS SCOPE RULING THAT ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA ARE MODEL 80118, MODEL 2950, MODEL 22950, MODEL 22959, AND MODEL 80234. THEREFORE, LIFETIME'S FOUR-FOOT FOLDING TABLES, MODEL NUMBERS 80118, 2950, 22950, 22959, AND 80234 ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE 12/03/2001, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE OF LIFETIME'S FOUR-FOOT FOLDING TABLES LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO LIFETIME'S FOUR-FOOT FOLDING TABLES LISTED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF LIFETIME'S FOUR-FOOT FOLDING TABLES LISTED ABOVE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 12/03/2001.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. FOR ALL OTHER SHIPMENTS OF FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA NOT COVERED BY PARAGRAPH #2 ABOVE, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O8:LA).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party